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13 DOLLAR TREE STORES, INC.

14  
15 UNITED STATES DISTRICT COURT  
16 NORTHERN DISTRICT OF CALIFORNIA

17 ROBERT RUNNINGS individually, and on  
18 behalf of all others similarly situated,

19 Plaintiff,

20 V.  
21 DOLLAR TREE STORES, INC, and DOES  
22 1 through 25, inclusive,

23 Defendants.

CASE NO. C 07-04012 EMC

**[PROPOSED] TEMPORARY  
RESTRANDING ORDER AND  
ORDER TO SHOW CAUSE RE  
PRELIMINARY INJUNCTION**

JUDGE: Hon. Edward M. Chen

COMPLAINT FILED: July 6, 2007  
TRIAL DATE: No date set.

TO PLAINTIFF AND HIS ATTORNEYS OF RECORD:

YOU ARE HEREBY ORDERED TO SHOW CAUSE at \_\_\_\_\_ on

\_\_\_\_\_, 2007, or as soon thereafter as counsel may be heard in the courtroom of  
the Honorable \_\_\_\_\_, located at \_\_\_\_\_, why Scott Cole &  
Associates should not be (1) disqualified from acting as counsel in the above captioned  
action; or, in the alternative, (2) be required to:

- A. mitigate any harm caused by the Letter; and
- B. cease Communicating in any fashion with any unnamed putative  
class members of the above-captioned action; or, in the alternative,

B. be subject to Court supervision with respect to any communications with any unnamed putative class members of the above-captioned action.

PENDING HEARING on the above Order to Show Cause, Scott Cole & Associates, as well as those in active concert or participation with them, ARE HEREBY RESTRAINED AND ENJOINED from communicating in any fashion with any unnamed putative class members of the above-captioned action.

In addition, the firm of Scott Cole & Associates shall designate a person most knowledgeable regarding the Letter, who shall be made available for deposition on or before 2007.

[The above Temporary Restraining Order is effective on Defendant's filing an undertaking in the sum of \$ \_\_\_\_\_.] This Order to Show Cause and supporting papers must be served on Plaintiff no later than \_\_\_\_\_ days before the date set for hearing, and proof of service shall be filed no later than \_\_\_\_\_ court days before the hearing. Any response or opposition to this Order to Show Cause must be filed and personally served on Defendant's counsel no later than \_\_\_\_\_ court days before the date set for hearing, and proof of service shall be filed no later than \_\_\_\_\_ court days before the hearing.

Dated:

**UNITED STATES DISTRICT JUDGE**

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